

Appl. No. 10/817,354
Response dated 27th September 2005
Communication in reply to action dated 08-July-05

REMARKS

Applicant's June 2005 response to the examiner's restriction communication mailed 10-May-05, is deemed accepted as far as the Group II, claims 23 – 39 all of which have been examined.

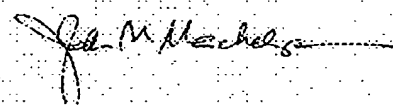
Claim 30 has been allowed. Further, the examiner has stated that: "Claims 29, 31, and 32 would be allowable if rewritten or amended to overcome the rejection(s) [sic] under 35 U.S.C. 112 1st and/or 2nd paragraphs, . . ."

The ABSTRACT has been pared down (see MPEP § 608.01(b)) as requested.

While applicants respectfully disagree with each of the primary examiner's claim rejections and objections, applicants present, here, a set of amended claims directed to a method of producing an electrical resistive device: These amendments were made *per* suggestions by the examiner (Objections p. 3, and under §112 pp. 4, 7) in an effort to proceed toward speedy allowance of claims 29 – 32. As one can appreciate, only the allowed and allowable claims 29 – 32 remain under consideration, as claims 23 – 28 and claims 33 – 39 have been canceled.

Claims 12 and 15 – 22 were cancelled in applicants' June 2005 response, claims 1 – 11, and 13 – 14, directed to the device, having been *at that time* withdrawn from consideration, are herein cancelled. Applicants acknowledge they still have the right to later prosecute *via* the filing of a continuation, continuation-in-part, and/or divisional application(s)—while the instant application is pending — should applicants so choose, claims covering any of the supportable device combinations, whether covered by claims that have been canceled herein.

Respectfully submitted this 27th day of September 2005,



Macheledt Bales & Heidmiller LLP
Jean M. Macheledt
Attorney for Applicant(s)/Assignee
Reg. No. 33,956
Tel. 970.218.6798